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6 **UNITED STATES DISTRICT COURT**
7 **NORTHERN DISTRICT OF CALIFORNIA**
8 **SAN FRANCISCO DIVISION**
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10 SEAN GILBERT DEVRIES, on behalf of
11 himself and all others similarly situated,

12 Plaintiffs,

13 v.

14 EXPERIAN INFORMATION SOLUTIONS,
15 INC., an Ohio and California corporation,

16 Defendant.
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Case No. 3:16-cv-02953-WHO

**STIPULATION AND
ORDER TO EXTEND BRIEFING
DEADLINES AND CONTINUE
HEARING ON MOTION FOR
JUDGMENT ON THE PLEADINGS AND
FURTHER CASE MANAGEMENT
CONFERENCE;**

**DECLARATION OF KERRY C.
FOWLER IN SUPPORT THEREOF**

Civil L.R. 6-2

Prior Hearing & CMC Date: Feb. 28, 2018
New Hearing & CMC Date: March 14, 2018
Time: 2:00 p.m.
Location: Courtroom 2, 17th Floor

1 **STIPULATION**

2 Pursuant to Civil Local Rule 6-2, Plaintiff Sean DeVries (“Plaintiff”) and Defendant
3 Experian Information Solutions, Inc. (“Defendant,” and Plaintiff and Defendant, collectively, are
4 the “Parties”), by and through their undersigned counsel, stipulate as follows, subject to a Court
5 Order approving the stipulation:

6 WHEREAS, on January 23, 2018, the Court entered a Minute Entry (Doc. No. 72) granting
7 Defendant one week to file a Motion for Judgment on the Pleadings and setting February 28, 2018
8 as the date for a hearing on such motion;

9 WHEREAS, the Court also set a Further Case Management Conference for February 28,
10 2018, to be heard at the same time as the Motion for Judgment on the Pleadings;

11 WHEREAS, on January 24, 2018, Defendant filed the its Motion for Judgment on the
12 Pleadings (“Motion”) (Doc. No. 73);

13 WHEREAS, Civil Local Rule 7-3(a) sets February 7, 2018 as the deadline for Plaintiff to
14 file an Opposition to the Motion;

15 WHEREAS, Civil Local Rule 7-3(c) sets February 14, 2018 as the deadline for Defendant
16 to file a Reply in Support of the Motion;

17 WHEREAS, due to certain conflicts, the Parties require additional time for briefing and
18 wish to stipulate to an extension of the briefing schedule for the Motion as follows:

19 Plaintiff’s Opposition to the Motion February 21, 2018

20 Defendant’s Reply in Support of the Motion March 2, 2018

21 WHEREAS, the Parties also wish to reschedule the hearing on the Motion and Further
22 Case Management Conference to March 14, 2018 at 2:00 p.m.;

23 WHEREAS, the Parties agree that this Stipulation shall have no force or effect unless the
24 Court approves the Stipulation in its entirety and enters the [Proposed] Order set forth below;

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1 NOW, THEREFORE, pursuant to Civil Local Rule 6-2, the Parties hereby stipulate and
2 request that the Court enter an Order amending the briefing and hearing schedules as follows:

3 Plaintiff's Opposition to the Motion February 21, 2018;

4 Defendant's Reply in Support of the Motion March 2, 2018;

5 The Hearing on the Motion is rescheduled for March 14, 2018 at 2:00 p.m.; and

6 The Further Case Management Conference previously scheduled for February 7,
7 2018 is continued to March 14, 2018 at 2:00 p.m.

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9 Date: February 7, 2018

By: /s/ Melissa S. Weiner

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*Attorneys for Plaintiff Sean DeVries and the
Proposed Class*

1 Date: February 7, 2018

JONES DAY

2 By: Kerry C. Fowler

3 Kerry C. Fowler (SBN 228982)

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6 Los Angeles, California 90071

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9 *Attorneys for Defendant*

10 *Experian Information Solutions, Inc.*

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1. I am a member in good standing of the State Bar of California, and am admitted to practice before the Northern District of California and other federal courts. I am a partner in the firm of Jones Day, attorneys of record for defendant Experian Information Solutions, Inc. in the above-captioned action.

3. On January 24, 2018, EIS filed its Motion for Judgment on the Pleadings (the “Motion”). Subsequent to the filing of the Motion, counsel for the parties engaged in a series of meet and confer communications regarding certain conflicts that had arisen with the February 28, 2018 hearing date.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Kerry C. Fowler

Pursuant to Civil Local Rule 5-1(i)(3), I, Kerry C. Fowler attest under penalty of perjury under the laws of the United States that concurrence in the filing of this document has been obtained from all of the signatories.

/s/ Kerry C. Fowler
Kerry C. Fowler

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1 **PROPOSED ORDER**

2 Based upon the Stipulation of the Parties, and for good cause shown, the Court hereby
3 amends the briefing and hearing schedules on Defendant Experian Information Solutions, Inc.'s
4 Motion For Judgment on the Pleadings and the Further Case Management Conference as follows:

5 Plaintiff's Opposition to the Motion February 21, 2018;

6 Defendant's Reply in Support of the Motion March 2, 2018;

7 The Hearing on the Motion is rescheduled for March 14, 2018 at 2:00 p.m.; and

8 The Further Case Management Conference previously scheduled for February 7,
9 2018 is continued to March 14, 2018 at 2:00 p.m.
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11 IT IS SO ORDERED.

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13 DATE: February 8, 2018

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HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE
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